**COUNCIL OF
THE EUROPEAN UNION**

NOTE

From :	Presidency
To :	Ad Hoc Group on Information Exchange
No prev doc	16637/09 JAI 873 CATS 131 ASIM 137 JUSTCIV 249 JURINFO 145 DS 612/3/09 REV 3
Subject :	Draft Action list for the implementation of IMS

The Council Conclusions on an Information Management Strategy for EU internal security (cf. doc.16637/09 JAI 873 CATS 131 ASIM 137 JUSTCIV 249 JURINFO 145) set out that steps should be taken to develop and update as necessary a detailed action list in order to fulfil the overall aims and objectives of the strategy.

Following discussions in the Ad hoc group and on the basis of Member States' contributions, the Presidency presented a first draft action list[1]. It follows the approach of the Information Management Strategy in so far as each action proposed refers to one or more focus areas as set out in document 16637/09 JAI 873 CATS 131 ASIM 137 JUSTCIV 249 JURINFO 145. The revised version takes account of suggestions from Member States and the Commission subsequent to the last meeting.

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[1] Scrutiny reservation: DE, HU, IT, LT, NL

The list now contains seventeen priority actions indicating strategic objectives, the actions to be taken, performance indicators and the outcome to be achieved as well as the terms of reference. The life span for the action list is proposed to be limited to an 18-months period.

The Ad hoc Working Group on Information Exchange is invited to discuss and approve the Presidency proposal on the action list for the implementation of the IMS.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
1[1]	Update the 2003 EU information map.	To reach an updated overview of information flows of existing cross-border information exchange	2.b	Report adopted by the AHWP	A first picture of existing information exchange in order to be used in a short term perspective as an advisory tool	SE COM	CS

Terms of reference;

The project will provide a review of existing information exchange by making use of and updating the 2003 information map The update of the 2003

EU information map is an important step and first input to the European Information Exchange Model, called for by the Stockholm Programme

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[1] HU proposes to merge this with action 2

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
2[1]	Information Mapping Project: Drawing up four different information maps concerning cross-border exchange of information and criminal intelligence in the field of EU internal security, including 1) a map of legislation; 2) a map of communication channels; 3) a map of information flows (drawing on action pojnt 1) and 4-) a map of technological solutions used	The Hague and Stockholm Programmes highlighted the need for coherence and consolidation in developing information exchange in the field of EU internal security. The European Information Exchange Model (EIXM) seeks to map, assess and recommend ways to consolidate such information exchange. In the first phase (in 2010), COM, in close cooperation with the Information Mapping Project Group, will draw up the four information maps. This 'mapping' exercise will lead to an assessment of the relevant legal instruments (in 2010-2011) and potential recommendations (in 2012) to consolidate cross-border	1.d, 2.b, 3.a, 4.a, 5.a	Interim report submitted and adopted by the AHWP at the end of ES Presidency Final report submitted and adopted by the AHWP at the end of BE Presidency	1) Map of legislation (including the EU and national levels); 2) Map of communication channels used; 3) Map of actual information flows; 4) Map of technological solutions, including databases and relevant IT solutions.	- COM in close cooperation with Information Mapping Project Group (including the trio of PRES, interested MS, and Europol) - DE - FR	- PCWP - Europol - Frontex

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[1] NL suggested to merge action points 2, 4 and 6

		information exchange					

Terms of reference;

The Information Mapping Project will be a part of the European Information Exchange Model (EIXM), as called for in the Stockholm Programme (Section 4.2.2). The EIXM follows the methodology established by the IMS. The Information Mapping Project applies the working methods drawn up by the AHWP to implement the IMS. Having established the Information Mapping Project Group, COM will convene several 'mapping' sessions in 2010, with a kick-off meeting scheduled for January 2010. COM will prepare discussion papers for each mapping session, which may call on project group members to fill in questionnaires, collect further information or follow up information contained in the COM-financed "Study on the status of information exchange amongst law enforcement authorities in the context of the existing instruments." Further information may be found in doc. 5046/10.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
3	Develop the methodology and indicators for Data Protection Impact Assessments concerning information exchange and new initiatives..	Ensure that information exchange is fully compliant with fundamental rights, including data protection, and that the principles of lawfulness, necessity and proportionality are met when systems are set up and implemented. n.	3.a, 3b	Report discussed and adopted by the AHWP	Citizens understand that the data protection implications of initiatives have been carefully considered and that compliance with data protection requirements has been ensured.	- COM - UK - IT	- PCWP - Europol - Eurojust, - national DPAs - EDPS - JSA - JSB

Terms of reference;

The work on the European Information Exchange Model should be used as a basis for the reviews in this action and should be considered in its outcome.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actor	Other concerned parties
4	Develop a strategic prioritisation process	Development should be based on and driven by an assessment of needs, requirements and added value and of the legal, technical and financial impact of the new initiative as well as a critical review of existing instruments. Assessment should derive from a strategic prioritisation process. End-users and key stakeholders should be involved at national and EU level, roles and competences on different levels (within national authorities, EU institutions, bodies and agencies etc.) must be identified and organised; functions to prepare the strategic decisions on information management and IT development have to be identified/established;	1.d, 1.f, 5.e, 6.a	Report adopted by the AHWP	Prioritisation between different initiatives regarding information exchange follows a model decided upon beforehand, following the methodology described in the IMS.	- Europol - FR	- PCWP - PCTF - Com - Frontex

Terms of reference;

The IMS is a tool, providing the "how" to achieve the visions and goals set out in the Stockholm programme, the future EU internal security strategy and other high level documents dealing with the "what" of internal security . The project aims to find out and present a model on how to develop requests on the needs for information exchange and how the prioritisation process should be handled within the EU structures.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
5	Establish and maintain a first list of contact points for all Member States and EU bodies.	Roles and competences on different levels in national authorities, EU institutions, bodies and agencies must be identified and organised.	7.a	Report adopted by the AHWP and used by bodies dealing with information exchange initiatives.	Roles and responsibilities of the actors involved are clarified and the list may work as a platform for further work to improve governance and ownership	- GSC - - Presidency	Europol COM Frontex

Terms of reference;

The project shall establish contact lists for competences and functions involved in development of information exchange and IT. The first draft of the list shall be presented before the end of 2010. The list should be maintained under responsibility of the Ad Hoc Group.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
6	Develop, implement and maintain a repository of national solutions in information exchange	There will be better and increased use of existing solutions. IT systems will be able to support larger parts of work processes.	4, 5.d	Report adopted by the AHWP	A repository for all Member States with relevant and useful information	- DE - ES	- Europol - Frontex - COM

Terms of reference;

Relevant and useful information must be made available in a repository for all MS to access when the information is needed. The concept of this repository must be developed and it must be implemented.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
7	Continuation of the Universal Messaging Format pilot project.	Integration enablers which facilitates integration and are designed to provide security, scalability and performance should be identified	4.d	Report adopted by the AHWP	Bilateral and EU information exchange can be further rationalised and the need for double storage will decrease.	- Europol, - DE	- PCWP - Com - Frontex - MS

Terms of reference;

DE started, together with NL and SE, a pilot project regarding a Universal Messaging Format aiming to reach an interoperability model for exchange of structured data. The project will be finalised in February 2010. This project aims to further develop the pilot in order to be used by those MS and bodies who want to further rationalise its information exchange of structured data.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
8	Definition of interoperability in terms of legal, semantic, technical and business means.	Interoperable solutions and capacities should be built on initiatives and proposals that start from business needs and requirements.	4.b	Report adopted by the AHWP	An agreed definition of interoperability that makes it possible to identify existing, commonly agreed functions	- AT - DE - COM	- Europol - Frontex - MS - EDPS - DPAs

Terms of reference;

It is not always clear what is meant by the word interoperability when it comes to information exchange in the JHA area. The project aims to serve as a platform for discussions on coming and further work in the area of interoperability. The project shall consider other ongoing EU interoperability projects and initiatives, including the Commission Communication on enhanced interoperability in the JHA area (COM(2005)597) and the recommendations of the 2010 European Interoperability Strategy, European Interoperability Framework and European Interoperability Architecture Guidelines. Project participants will look at how the 2010-2015 ISA Programme (Interoperability Solutions for European Public Administrations) may be used to finance projects related to creating interoperable solutions in the field of EU internal security. The activities of this project group will be considered in the 4th Information Map (Map of Technological Solutions) drafted by the Information Mapping Project Group in Action No. 2. COM wishes to flag that this action may imply a huge undertaking in terms of time, as well as financial and human resources.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
9[1]	Develop a list of accredited systems	A high level of security, ensured through organisational as well as technical and physical means will protect business interest as well as citizens private lives, without reducing the availability of information. Existing, commonly agreed, accreditation/standardisation functions should be used	3.c, 4.c	The list approved by the AHWP	Data protection and data security can more easily be ensured by all parties involved	- COM	- EDPS - JSB - MS data protection bodies - Europol - Frontex

Terms of reference;

The project will develop, in cooperation with the EDPS and national data protection bodies a list of already accredited solutions for data protection as well as existing accreditation/standardisation functions. The project will provide input to/be a part of the European Information Exchange Model, called for by the Stockholm Programme.

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[1] COM suggested to delete this action point

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
10	Convene CIO/DPO meetings[1]- as sub-group or special composition of Information exchange WP	MS key stakeholders involved at early stage both at national and EU level	1.a, 6.b	CIO/DPO meeting in Brussels twicea year	Better co-ordination between national and EU level	- Presidency	- MS - DPAs - DPOs (Europol and Eurojust) - Customs Information System
Terms of reference;							

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[1] Delegations asked to define the remit of CIOs' activities.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
11[1]	Setting up a framework for (technical and business) product management for existing as well as new information management solutions incorporating data protection provisions to ensure compliance with EU data protection law.	To define common standards and criteria for the governance of information management solutions	7.c	Framework of minimum standards and criteria for product management adopted by the AHWP (including data protection requirements –privacy by design)	Governance of IM tools that meet the common expectations of stakeholders	- AT - Europol	- MS - COM - EDPS - DPAs - Frontex

Terms of reference;

This initiative is aimed at establishing an agreed set of minimum standards and criteria supporting the management of information management solutions throughout their lifecycle. Th

address all relevant product management elements, like product strategy, quality management, involvement of business representation, efficiency, etc. It is aimed at supporting the gov

from the conceptual phase, through development and maintenance until their decommissioning

This project will also consider the COM's 2010 European Interoperability Architecture Guidelines.

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[1] HU considers this to be part of action 12

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
12[1]	Definition of a target information management architecture that describes how the main information management processes, workflows, actors and tools are aimed to interact at EU level by 2015.	To establish the basis for the assessment and prioritisation of new initiatives in the area of information management. Criteria in terms of added value and priority can be derived from the agreed strategic perspective.	1.a, 1.f, 2.b, 3.a, 4.b, 5.a, 5.e,	Report, compliant with business, data protection and security requirements, adopted by Council	Clear view on the direction for information management development at EU level. Selection of most relevant initiatives for development. Efficient mechanisms for information exchange and reduction of redundancies	- GSC Secretariat, - Presidency - Europol - FI	- COM - MS - EDPS - Frontex

Terms of reference;

Taking the work on the information exchange model into consideration, this initiative is aimed at providing a clear picture of how information management at EU level should be struc the roles of actors, the main information and intelligence products, the sources, channels, networks and information management tools to be used in an efficient, compliant, interactive This picture can serve as the basis for identifying focus areas for interoperability and provide guidance for prioritisation as well as the rationalisation of information management initiatives. This project will also consider the COM's 2010 European Interoperability Architecture Guidelines.

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[1] HU proposes to merge this with action 2

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
13	Identification of existing intelligence models, including the gaps and the related intelligence requirements	To create an overview of the intelligence needs in the area of EU law enforcement cooperation with a view to completing the set of existing intelligence products to meet the identified needs	2.b	Report adopted by the AHWP	An overview of intelligence needs, existing products and identified gaps	- GSC - BE, - Presidency - Europol	- MS - Frontex - COM

Terms of reference;

The project is aimed at identifying the needs for intelligence products that support strategic, tactical and operational decision making concerning law enforcement cooperation at EU le
on regional developments. It should result in an assessment of the existing intelligence products as regards the extent to which they meet the needs for informed decision making.

This will enable the completion and full implementation of the European Criminal Intelligence Model (ECIM).

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
14	Implementation of publicly available sources of information for law enforcement agents	Get a general overview of the existing information free of access restriction. To provide LEA with the capability to find, acquire, extract an analyse data and documents to support ongoing investigations and phases of intelligence gathering information	2b	Report adopted by the AHWP	List of open sources of information, including an indication on their content, reliability, utility, etc.	- MS	- COM - JRC

Terms of reference;

The project shall produce a list of open sources being those sources of public access or any other not classified, so that each MS could know its contents,

terms of access, reliability or not of the information, classification concerning its utility, etc. exploring the possibility of its future inclusion in a common platform (see action 16).

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
15	Appointment of CSO/DPO in MS law enforcement authorities/ministries.	Data protection and data security must be ensured through organisational as well as technical and physical means. Adequate measures to implement and ensure compliance with EU data protection rules must provide for proper and regular operational checks, systematic evaluation and monitoring mechanisms. The EDPS and DPAs shall supervise and ensure compliance with data protection rules during the processing activities. They should have the appropriate enforcement powers.	3.c, 3.e, 3.f	CSOs/DPOs appointed		- MS s	- DPAs
Terms of reference;							

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
16	Development and implementation of a Police Information Exchange Platform (PIEP)	To exchange high quality data in a secure manner and under a well-defined framework, ensuring compatibility and interoperability between various applications and MS systems, and also helping to achieve a common police culture	5.d/5.e	Report adopted by the AHWP	Web-based platform integrating access to a variety of services and resources related to information exchange between Law Enforcement Agencies of the EU	MS	COM EUROPOL JRC

Terms of reference;

The project shall facilitate access from a single place to all currently available services and resources, and other to be developed in the future, related to police information exchange, including: legal instruments, handbooks, guidelines, procedures, forms, best practices, contact lists, links to organizations, messaging system among others.

The project itself it is not meant to create any new centralized data base, but instead to maximize horizontal integration of access information and to build an **interface** ensuring a single "look and feel" across applications.

Action no:	Proposed action	Strategic objectives	Focus area	Performance indicator	Possible outcome	Actors	Other concerned parties
17	European Police Information Model (EU-PIM)	Common reference model in order to allow a standardized and optimized information exchange	2, 4, 5, 6	Minimized implementation of interface systems; improved quality of exchanged information and increased speed of responses	Analysis and first draft of EU-PIM	- Europol - DE	

Terms of reference;

PIM developed and deducted from information models used in MS. The necessary coordination and consolidation process could be realized in form of a pre-standardisation project or even in a formal normalisation procedure.

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